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VIA ELECTRONIC FILING

The Honorable Jocelyn G. Boyd
Chief Clerk & Executive Director
Public Service Commission of SC
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Dominion Energy South Carolina, Incorporated's Request for "Like Facility"
Determinations Pursuant to S.C. Code Ann. § 58-33-110(1) and Waiver of Certain
Requirements of Commission Order No. 2007-626
Docket 2021-93-E

Dear Ms. Boyd:

Dominion Energy South Carolina, Inc. ("DESC") files this letter to inform the Commission of the Partial Settlement Agreement reached between all parties and proposed schedule for future proceedings, and on behalf of all parties in the above-referenced docket respectfully requests that the Commission approve the enclosed Partial Settlement Agreement.

The Partial Settlement Agreement was entered into among DESC, the South Carolina Office of Regulatory Staff ("ORS"), the Carolinas Clean Energy Business Association, the Sierra Club, the South Carolina Coastal Conservation League and the Southern Alliance for Clean Energy, and BrightNight, LLC (collectively "the Parties").

The Parties, among other things, have agreed that the relief requested by DESC in the above-referenced docket should be granted with respect to the Parr and Bushy Park Units such that neither further proceedings under the Utility Facility Siting and Environmental Protection Act nor a request for proposal ("RFP") under Commission Order No. 2007-626 or 2018-804(A) shall be required for those Units.

With respect to the Urquhart Facility, the Parties request the Commission hold in abeyance all future procedural matters and deadlines until the all source RFP for the Urquhart

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replacement is completed. At that time, DESC shall file supplemental direct testimony setting forth the results of the RFP.

As part of the Partial Settlement Agreement, the Parties will work collaboratively to develop an RFP that satisfies the concerns and needs of the Parties including the following key terms:

- (1) the use of Charles River Associates, or another mutually agreed upon third-party, as an independent evaluator and monitor, with DESC issuing the RFP and making the award in consultation with the evaluator and monitor;
- (2) an evaluation of the range of costs and benefits to the utility system and ratepayers;
- (3) an accurate characterization of minimum requirements for reliability-related services;
- (4) RFP provisions that allow for broad technology neutral participation;
- (5) allowance for bids that provide less than the total amount of capacity needed, so long as a combination of resources bid can meet system needs;
- (6) documentation by the independent evaluator and monitor of all stakeholder objections and proposals and a timetable for presenting unresolved objections to the Commission for decision if a consensus cannot be reached.

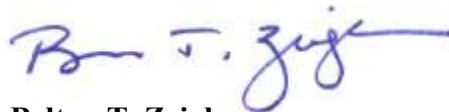
Additionally, DESC has agreed to make public the identity of all responsive bidders and the details of all bids received.

Based on the foregoing, the Parties respectfully request that the Commission approve the Partial Settlement. If the Commission approves the Partial Settlement, then it is no longer necessary for the Commission to take action with respect to DESC's request for an allowable ex parte communication briefing and likewise, it is not necessary for the Commission to take any action regarding the Joint Motion filed by Carolinas Clean Energy Business Association, the Sierra Club, the South Carolina Coastal Conservation League and the Southern Alliance for Clean Energy, as these matters will become moot.

If you have any questions or need additional information, please do not hesitate to contact us.

Respectfully submitted,

Womble Bond Dickinson (US) LLP



Belton T. Zeigler

cc: All parties of record (via email)